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Dated: December 9, 2005

Signature: _____

(Leah Kjellen)

Docket No.: 514862002700

Clk Ref: FC/LB 55123

(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

David BERGMAN et al.

Application No.: Not Yet Assigned

Art Unit: Not Yet Assigned

Filed: Concurrently Herewith

Examiner: Not Yet Assigned

For: ASSAY DEVICE AND METHOD

FIRST PRELIMINARY AMENDMENT

Mail Stop PCT
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Dear Madam or Sir:

INTRODUCTORY COMMENTS

Prior to examination on the merits, Applicants respectfully request entry on this Preliminary Amendment for the above-captioned patent application.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 14 of this paper.